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April 26, 2023

REF: 8443.03

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**VIA ECF**

Hon. James R. Cho  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

**Re: *Karnes et al v. City of New York et al.*, 21-CV-4903 (WFK) (JRC)**  
**Extension Request**

Your Honor:

I am among counsel to Plaintiffs in the above-captioned matter. We write to respectfully request a sixty-day extension of the deadlines for fact discovery and to submit a letter informing the Court about whether the parties would like a referral to Court-annexed mediation or a settlement conference. We write after conferring with counsel for Defendants, who consent to this request.

Should this request be granted, the new deadlines for fact discovery and to submit the joint status report would be June 26, 2023. This is the fourth such request; all prior requests were granted. Granting the current request would not affect any other scheduled Court appearance or deadline.

On February 17, 2023, the Court held a conference in this case to discuss discovery and settlement. Plaintiffs' counsel informed the Court that they still needed to obtain two expert reports before they could make a comprehensive settlement demand. Since then, a Traumatic Brain Injury expert has examined Molly Washam and is in the process of preparing a report. The expert has indicated that she will produce the report to Plaintiffs' counsel by April 27, 2023. In addition, Hunter Petree needed to get a second surgery on her wrist as a result of the underlying incident. The surgery was wrist denervation and occurred on February 28, 2023. Now that the surgery is

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complete, an expert is scheduled to examine Ms. Petree on May 5, 2023, and provide us with an expert report shortly thereafter. At that time, we will be in a position to provide an informed settlement demand. After that, the parties believe that they will be able to engage in productive settlement negotiations and inform the Court whether they would like a referral to Court-annexed mediation or a settlement conference by June 26, 2023.

We thank the Court for its attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'KS', is written over a horizontal line.

Keegan Stephan, Esq.  
*Associate*